

TENTATIVE RULINGS

CHILD SUPPORT CALENDAR

Date: 4/10/13

Wednesday

Dept.: 4

(Posted 4/09/13)

Tentative Rulings are proposed as orders to be issued at the hearing and are posted in advance for the convenience of the parties and their counsel. Each matter on calendar will be called and parties are expected to attend. For those matters where the parties are not ordered to appear and either the parties agree or no objection is made at the hearing, the Court routinely adopts the tentative ruling as the ruling in the matter.

For privacy purposes, on the publicly posted version of this document, the parties' last names have been replaced by keeping only the first letter followed by three x's (example, John Doe = John Dxxx).

1. **8:30 AM** Case: CV18295 [S] COUNTY OF STANISLAUS v Bxxx
Type: REGISTRATION CALIF SUPPORT ORD Date Filed: 06/18/92
Event: CONTINUED REVIEW ON SEEK WORK EFFORTS & PAYMENTS

Tentative Ruling: Provided the obligor has shown compliance with the court's prior orders to pay support (\$145/mo.) or seek work (10 contacts/mo.), the prior orders remain in full force and effect except the monthly payment amount shall increase to \$155. The Support Agency is to release its hold on the obligor's driver's license for each month the obligor pays \$155. A future court date to review compliance is set for Dept. 4 at 8:30AM on 8/7/13.

2. **8:30 AM** Case: 10CS36627 [S] Rxxx v Mxxx
Type: UIFSA - INCOMING Date Filed: 04/16/10
Event: CSCSA'S MOTION RE SEEK EMPLOYMENT

Tentative Ruling: The motion to seek work is granted as prayed for. The obligor is ordered to seek work (20 contacts/mo.) and submit proof of compliance on the form provided by the agency. A future court date to review compliance is set for Dept. 4 at 8:30AM on 7/10/13.

3. **8:30 AM** Case: CV18134 [S] COUNTY OF CALAVERAS v Txxx
Type: SUM'S & COMPL. RE PARENTAL OBL Date Filed: 05/01/92
Event: REVIEW ON SEEK WORK EFFORTS/PAYMENTS

Tentative Ruling: The plaintiff has not filed a proper Proof of Service of the Order After Hearing. The prior orders remain in full force and effect.

4. **8:30 AM** Case: CV36107 [S] Gxxx v Gxxx
Type: DISSOLUTION WITH MINOR CHILDRE Date Filed: 10/02/09
Event: REVIEW ON SEEK WORK EFFORTS, PAYMENTS & DISABILITY DOCUMENTATION

Tentative Ruling: Provided the obligor has shown compliance with the court's prior orders to pay support (150/mo.) or seek work (20 contacts/mo.) or prove disability, the prior orders remain in full force and effect. The Support Agency is to release its hold on the obligor's driver's license for each month the obligor pays \$40. A future court date to review compliance is set for Dept. 4 at 8:30AM on 7/10/13.

5. 8:30 AM Case: 12CS38504 [S] STATE OF WASHINGTON v Cxxx
Type: UIFSA - INCOMING Date Filed: 05/22/12
Event: CSCSA'S OSC RE SEEK WORK

Tentative Ruling: The court corrects the register of actions as follows: Hereafter Jason Cxxx shall be listed as the respondent and Sarah Sxxx shall be listed as the Other Parent. The motion to seek work is granted as prayed for. The respondent is ordered to seek work (10 contacts/mo.) and submit proof of compliance on the form provided by the agency. A future court date to review compliance is set for Dept. 4 at 8:30AM on 7/10/13.

6. 8:30 AM Case: CV28075 [S] COUNTY OF CALAVERAS v Mxxx
Type: SUM'S & COMPL. RE PARENTAL OBL Date Filed: 12/11/01
Event: CSCSA'S MOTION RE SEEK EMPLOYMENT; \$62K

Tentative Ruling: The motion to seek work is granted as prayed for. The obligor is ordered to seek work (20 contacts/mo.) and submit proof of compliance on the form provided by the agency. A future court date to review compliance is set for Dept. 4 at 8:30AM on 7/10/13.

7. 8:30 AM Case: 12CS38932 [S] COUNTY OF CALAVERAS v Vxxx
Type: SUM'S & COMPL. RE PARENTAL OBL Date Filed: 11/27/12
Event: CSCSA'S MOTION RE JUDGMENT ON PARENTAGE, CHILD SUPPORT & HEALTH CARE

Tentative Ruling: Parentage is admitted and judgment will enter on that basis. The Other Parent is added as a party to the action. The requested health insurance and uninsured medical costs orders will issue. Child support is set at \$0 (Guideline using the proposed factors and add in \$90 in defendant's visitation transportation costs) effective 12/1/12.

8. 8:30 AM Case: CV16158 [S] Bxxx v Bxxx
Type: REGISTRATION CALIF SUPPORT ORD Date Filed: 11/15/89
Event: CSCSA'S CONT'D MOTION RE DETERMINATION OF ARREARS &
TO SET SUM CERTAIN JUDGMENT

Tentative Ruling: The Georgia State order of 10/19/99 set respondent's child support arrears at \$41,056. Both the Agency and petitioner participated in the Georgia proceedings leading up to that determination and neither challenged Georgia's jurisdiction to make such an order at that time or at any meaningful time thereafter. Georgia faithfully collected the support arrears including the use of contempt to compel payments. Now that the Georgia court has determined respondent has paid in full, the Agency and Petitioner challenge the Georgia order and its application of respondent's payments. This court finds the petitioner and Agency are estopped from now challenging the Georgia court order and the manner in which the state applied payments to principal. However, the petitioner and Agency are permitted to claim the accrual of interest on unpaid principal pursuant to California law. Wherefore, the court finds respondent's child support arrears are \$26,198.06 (\$2,353.58 principal and \$23,824.87 interest) as of 1/31/13. Arrears shall be collected at the rate of \$270/mo. until paid in full effective 4/1/13.

9. 8:30 AM Case: CV26650 [S] COUNTY OF STANISLAUS v Pxxx
Type: REGISTRATION CALIF SUPPORT ORD Date Filed: 06/20/00
Event: CSCSA'S MOTION RE MODIFICATION OF CHILD SUPPORT (FR \$217 TO ZERO)

Tentative Ruling: The Child Support Agency has requested a modification of the child support order. The Agency has the burden of showing changed circumstances since the last support order. The moving party has met the initial burden on the motion. Absent objection and contrary evidence by the parties, the court will grant the modification as outlined in the Agency pleading (CS=\$0) effective 2/1/13. Arrears shall be collected at the rate of \$50/mo. until paid in full effective 4/1/13.

10. 8:30 AM Case: CV27479 [S] COUNTY OF CALAVERAS v Gxxx
Type: SUM'S & COMPL. RE PARENTAL OBL Date Filed: 04/30/01
Event: CSCSA'S MOTION RE SUM CERTAIN ARREARS & LIQUIDATION RATE

Tentative Ruling: Defendant's child support arrears are determined to be \$22,139.61 as of 1/22/13 and shall be collected at the rate of \$50/mo. until paid in full effective 4/1/13.

11. 8:30 AM Case: CV30072 [S] COUNTY OF LOS ANGELES v Axxx
Type: REGISTRATION CALIF SUPPORT ORD Date Filed: 10/29/03
Event: CSCSA'S MOTION RE SUM CERTAIN ARREARS
& TO ADD/INCREASE ARREARS LIQUIDATION

Tentative Ruling: Respondent's child support arrears are determined to be \$74,838.73 as of 1/18/13 and shall be collected at the rate of \$100/mo. until paid in full effective 4/1/13.

12. **10:30 AM** Case: CV25986 [S] COUNTY OF CALAVERAS v Axxx
Type: SUM'S & COMPL. RE PARENTAL OBL Date Filed: 09/09/99
Event: (1) CSCSA'S OSC RE CONTEMPT
Event: (2) CONT'D REVIEW TO SEEK WORK & PAYMENTS

Tentative Ruling: (1) There is no Tentative Ruling on the contempt. The defendant, and legal counsel if represented, must appear. (2) Provided the obligor has shown compliance with the court's prior orders to pay support (\$450/mo.) or seek work (10 contacts/mo.), the prior orders remain in full force and effect. The Support Agency is to release its hold on the obligor's driver's license for each month the obligor pays \$100. A future court date to review compliance is set for Dept. 4 at 8:30AM on 7/10/13.

13. 10:30 AM Case: CV31865 [S] COUNTY OF CALAVERAS v Axxx
Type: SUM'S & COMPL. RE PARENTAL OBL Date Filed: 08/02/05
Event: CSCSA'S OSC RE CONTEMPT

Tentative Ruling: There is no Tentative Ruling on this case. The defendant, and legal counsel if represented, must appear.

END OF MORNING CALENDAR